

**CONFIDENTIAL**

3220

State Dept. declassification & release instructions on file

18 October 1951

MEMORANDUM FOR THE RECORD

SUBJECT: Contract With Retired Foreign Service Officer

1. The following question was recently submitted to the Comptroller General by the Department of State:

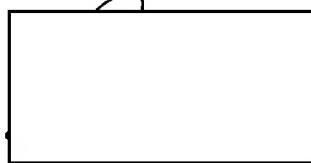
May a retired Foreign Service officer be employed on a contract basis for the production and delivery of a finished manuscript, and if so, may he continue to receive his annuity during the period he is so employed?

The contract was for a manuscript on Africa which was to be used by the Department of State in connection with intelligence matters.

2. The Comptroller General's ruling was that this contract was permissible since it was non-personal, and that neither the dual compensation statutes referred to in the submission (5 USCA 58 and 62) nor two previous decisions cited therein (18 Comp. Gen. 768 and 23 Comp. Gen. 180) prevented such an arrangement; and that the author of the manuscript may receive his annuity concurrently. (Decision B-100272, dated 23 January 1951, classified "Confidential").

*(General)*  
3. I was unable to obtain a copy of this decision from the Government Accounting Office because of the classification. However, Mr. J. Edward Lyerley, Department of State, informed me that it permitted concurrent payment of annuity.

25X1A



OGC/JJB/McD

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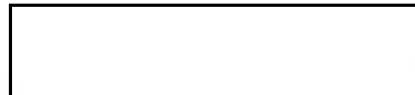
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